



Application No.: 10/563,820
Attorney Docket No. 09138.0045-00

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Lars WINTHER et al.) Group Art Unit: To be Assigned
Application No.: 10/563,820) Examiner: To Be Assigned
Filed: January 6, 2006)
For: REFERENCE STANDARD FOR)
DIAGNOSTIC APPLICATIONS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Office the documents listed on the attached PTO/SB/08 Form. This Information Disclosure Statement is being filed within three months of the filing date.

Copies of the listed foreign and non-patent documents are attached.

Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached PTO/SB/08 Form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicants determine

that the cited documents do not constitute "prior art" under United States law,
Applicants reserve the right to present to the Office the relevant facts and law regarding
the appropriate status of such documents.

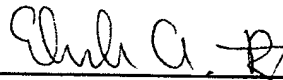
Applicants further reserve the right to take appropriate action to establish the
patentability of the disclosed invention over the listed documents, should one or more of
the documents be applied against the claims of the present application.

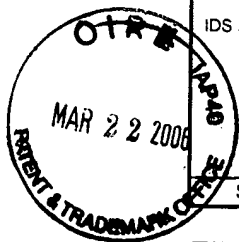
If there is any fee due in connection with the filing of this Statement, please
charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 22, 2006

By: 
Elizabeth A. Doherty
Reg. No. 50,894



IDS Form PTO/SB/08: Substitute for form 1449A/PTO		Complete if Known			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	10/563,820		
		Filing Date	January 6, 2006		
		First Named Inventor	Lars WINTHER		
		Art Unit	To Be Assigned		
		Examiner Name	To Be Assigned		
Sheet	1	of	2	Attorney Docket Number	09138.0045-00

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 03/016867 A2	02-27-2003	BACUS, S.		
		WO 03/016867 A3	02-27-2003	BACUS, S.		
		WO 00/23799	04-27-2000	SMITH, S.		
		EP 0 345 953 A2	12-13-1989	COSGROVE, R. et al.		
		EP 0 345 953 A3	12-13-1989	COSGROVE, R. et al.		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		DUNDR, M. et al., "Quantitation of GFP-fusion proteins in single living cells," <i>Journal of Structural Biology</i> 140: 92-99 (2002).	
		BERGQUIST N. R. et al., "The Use of Polymerized Immunoglobulin Particles for Specificity Control of Fluorescent Conjugates," <i>Journal of Immunological Methods</i> 4: 195-202 (1974).	
		POON, S. S. S. et al, "Telomere Length Measurements Using Digital Fluorescence Microscopy," <i>Cytometry</i> 36: 267-278 (1999).	
		SLIJEPCVIC P., "Telomere length measurement by Q-FISH," <i>Methods in Cell Science</i> 23: 17-22 (2001).	
		NOACK F. et al, "CD87-positive tumor cells in bone marrow aspirates identified by confocal laser scanning fluorescence microscopy," <i>Int. Journal of Oncology</i> 15: 617-623 (1999).	
		BIKOU, A. et al, "Stabilised cellular immuno-fluorescence assay: CD45 expression as a calibration standard for human leukocytes," <i>Journal of Immunological Methods</i> 26: 19-32 (2002).	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.